GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Prisoners – Constitution of Dedicated Cell to deal with Mercy Petitions of the convict prisoners undergoing death sentence in the prisons of Andhra Pradesh as per the directions of the Hon'ble Supreme Court of India in Criminal Appeal No.2831 and 2832 of 2023, dated 09-12-2024 – Orders - Issued.

HOME (PAROLES & HRC) DEPARTMENT

G.O.MS.No. 149 Dated: 04-11-2025

Read the following:-

1. Hon'ble Supreme Court of India orders dated 09-12-2024 in Criminal Appeal No. 2831 and 2832 of 2023 State of Maharashtra & Ors Vs Pradeep Yashwant Kokade & Anr.
2. Govt. Memo No.2696689/Paroles/A2/2025, dated 28-01-2025.
3. From the Director General of Prisons and CS, Andhra Pradesh, Mangalagiri Letter No. RC2/21/2025, dated:02-04-2025.

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O R D E R:-

The Hon'ble Supreme Court of India in their orders dated: 09-12-2024 in Criminal No.2831 and 2832 of 2023 have directed the State Government to constitute a Dedicated Cell to deal with Mercy Petitions of the convict prisoners undergoing death sentence in the prisons of Andhra Pradesh and further directed the State Government to issue office orders/executive orders containing guidelines for dealing with the mercy petitions in terms of the judgment.

2. In compliance to the directions of the Hon'ble Supreme Court of India in Criminal No.2831 and 2832 of 2023, the Government have decided to Constitute a Dedicated Cell to deal with Mercy Petitions of the convict prisoners undergoing death sentence in the prisons of Andhra Pradesh State.

3. Accordingly, the Government is pleased to constitute a Committee for dedicated cell to deal with Mercy Petitions of the convict prisoners undergoing death sentence in the prisons of Andhra Pradesh state. The committee will consist with the following members:

(a). Inspector General of Prisons, AP, Mangalagiri,

Member Secretary – cum Officer-in-Charge

(b). Joint Secretary to Government, Home Department,

Member

(c). Additional Secretary to Government, Law Department,

Member (official of the law & judiciary or Justice Dept)

4. Further, the Government hereby issues the following guidelines to deal with Mercy Petitions of the convict prisoners undergoing death sentence in the prisons of Andhra Pradesh state:

A. As soon as the Superintendent of Prison/officer-in-charge receives the mercy petitions, he shall immediately forward the copies thereof to the dedicated cell and call for the following details/information from the officer-in-charge of the concerned Police Station and/or the concerned investigation agency;

i. The criminal antecedents of the convict;

ii. Information about family members of the convict;

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iii. Economic condition of the convict and his/her family;

iv. The date of arrest of the convict and the period of incarceration as an under trial; and,

v. The date of filing charge sheet and a copy of the committal order, if any.

On receipt of the request made by the jail authorities, the officer-in-charge of the concerned police station shall be under an obligation to furnish the said information to the jail authorities immediately;

B. On receipt of the said information, without any delay, the jail authorities shall forward the following documents to the officer-in-charge of the dedicated cell and the Secretary of the Home Department of the State Government:

i. Information furnished as aforesaid by the concerned Police Station with its English translation;

ii. Copy of the First Information Report with its English translation;

iii. Details, such as date of arrest of the convict, date of filing of charge-sheet and actual period of incarceration undergone by the convict;

iv. A copy of the committal order, if any, passed by the learned Judicial Magistrate;

v. A copy of charge-sheet with its English translation;

vi. Report about the conduct of the convict in prison;

vii. Copies of the notes of evidence, all exhibited documents in the trial and copies of statements of convicts under Section 313 of the CrPC with its English translation;

viii. Copies of the judgments of the Sessions Court (with its English translation, if it is in vernacular language), High Court and this Court;

C. As soon as mercy petitions are received by the dedicated cell, copies of the mercy petitions shall be forwarded to the Secretariats of the Hon'ble Governor of the State or the Hon'ble President of India, as the case may be so that the Secretariat can initiate action at their end;

D. All correspondence, as far as possible, be made by email, unless confidentiality is involved.

5. The Director General of Prisons and Correctional Services, Andhra Pradesh, Mangalagiri is requested to take necessary action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

KUMAR VISHWAJEET
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Inspector General of Prisons, AP, Mangalagiri
(Member Secretary – cum Officer-in-Charge)

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The Additional Secretary to Government, Law Department, Member
(official of the law & judiciary or Justice Dept)
The Joint Secretary to Government, Home Department,
(member of Dedicated Cell)
The Director General of Prisons and Correctional Services,
Andhra Pradesh, Mangalagiri.

The Director General of Police, Andhra Pradesh, Mangalagiri.
The AOR, Supreme Court of India, A.P. Bhavan, New Delhi,
(With a request to place a copy of this order before the Hon'ble Supreme Court in Criminal No.2831 and 2832 of 2023, Orders, dt.09-12-2024)

Copy to:

PS to Principal Secretary to the Hon'ble Governor of Andhra Pradesh
PS to Spl. Chief Secretary to the Hon'ble Chief Minister. A.P.,
PS to the Hon'ble Minister for Home. A.P.,
OSD to Chief Secretary to Government. A.P.,
PS to Principal Secretary to Government, Home Department A.P.,
Law (C) Department.